

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

KEVIN ALLEN,

Plaintiff,

v.

R. KRANTZ, et al.,

Defendants.

No. 1:22-cv-00621-ADA-EPG (PC)

ORDER DISMISSING ACTION FOR  
FAILURE TO PAY FILING FEE

(ECF No. 10)

Plaintiff Kevin Allen is a state prisoner proceeding *pro se* in this civil rights action pursuant to 42 U.S.C. § 1983.

On July 25, 2022, formerly presiding District Judge Dale A. Drozd issued an order denying Plaintiff's application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915(g).<sup>1</sup> (ECF No. 10 at 4.) Plaintiff was ordered to pay the \$402.00 filing fee in full within 30 days if he wanted to proceed with this action. (*Id.*) Notably, Plaintiff was warned that "failure to pay the filing fee within the specified time will result in the dismissal of this action." (*Id.*)

Plaintiff sought an extension to pay the filing fee, stating he was going to use money received from a settlement from a separate case. (ECF No. 12.) Plaintiff was granted an extension to October 28, 2022, to pay the file fee, but he has still failed to pay it. (ECF No. 13.)

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<sup>1</sup> The case was reassigned to the undersigned on August 24, 2022. (ECF No. 11.)

Accordingly, IT IS SO ORDERED:

1. This action is DISMISSED without prejudice; and
2. The Clerk of Court is directed to close this case.

IT IS SO ORDERED.

Dated: December 14, 2022

  
UNITED STATES DISTRICT JUDGE